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In re Application of	:	
GUPTA	:	
Application No.: 10/560,150	:	
PCT No.: PCT/US2003/004941	:	
Int. Filing Date: 18 February 2003	:	DECISION
Priority Date: 26 July 2002	:	
Atty. Docket No.: 60274-098	:	
For: SORPTION CONCENTRATOR	:	
WITH ELECTRICALLY...	:	

This is a decision on applicant's "RENEWED PETITION UNDER 37 CFR 1.47(b)" filed in the U.S. Patent and Trademark Office (USPTO) on 12 January 2007.

BACKGROUND

On 22 March 2006, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating that an oath or declaration in compliance with 37 CFR 1.497 was required.

On 22 August 2006, applicant filed an initial petition under 37 CFR 1.47(b) requesting that the application be accepted without the signature of the sole inventor, Ajay Gupta.

On 14 November 2006, this office mailed a decision dismissing the petition.

On 12 January 2007, applicant filed the present renewed petition under 37 CFR 1.47(b), which was accompanied by, *inter alia*, a declaration signed by inventor Gupta.

DISCUSSION

A proper response to the 14 November 2006 decision would have been submission of the previously unsatisfied requirements under 37 CFR 1.47(b) or, in the alternative, a declaration

executed by inventor Gupta. A review of the response reveals that applicant has submitted the latter, and therefore the petition is now properly dismissed as moot.

However, a review of the declaration reveals that it is defective in that identifies the incorrect application to which it is directed. Specifically, the declaration identifies international application no. PCT/EP2003/004941 instead of PCT/US2003/004941, and as such cannot be accepted.

CONCLUSION

For the reasons above, the petition is **DISMISSED** without prejudice as being **MOOT**.

This application is being returned to the National Stage Processing Branch of the International Division for further processing in accordance with this decision, including the mailing of a NOTICE OF DEFECTIVE RESPONSE (Form PCT/DO/EO/916) indicating that a declaration in compliance with 37 CFR 1.497 is required.

Applicant should note that extensions of time to the time period set in the Form PCT/DO/EO/916 under 37 CFR 1.136(a) are **NOT** available.

A handwritten signature in black ink, appearing to read 'R. Cole', is written over the printed name of the official.

Richard R. Cole
PCT Legal Examiner
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